

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA

UNITED STATES OF AMERICA,	)	CASE NO. 8:09CR29
	)	
Plaintiff,	)	
	)	
vs.	)	ORDER
	)	
DENNIS WIESE,	)	
	)	
Defendant.	)	

This matter is before the Court on the Defendant's motion for leave to appeal in forma pauperis (Filing No. 92).

The Court denied the Defendant's § 2255 motion and his motion for a certificate of appealability. Now the Defendant filed a notice of appeal with respect to the Court's Memorandum and Order and Judgment denying the § 2255 motion. Because a notice of appeal from that decision is improper, the motion for leave to appeal in forma pauperis is denied.

IT IS ORDERED:

1. The Defendant's motion for leave to appeal in forma pauperis (Filing No. 92) is denied; and
2. The Clerk is directed to mail a copy of this Order to the Defendant at his last known address.

DATED this 11<sup>th</sup> day of October, 2011.

BY THE COURT:

s/Laurie Smith Camp  
United States District Judge